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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

SONOS, INC.,  
Plaintiff,  
vs.  
GOOGLE LLC,  
Defendant.

Case No. 3:20-cv-06754-WHA  
Consolidated with Case No. 3:21-cv-07559

**DECLARATION OF MARC KAPLAN IN  
SUPPORT OF GOOGLE LLC'S  
RESPONSE TO THE COURT'S  
REQUEST FOR BRIEFING ON  
WRITTEN DESCRIPTION SUPPORT  
FOR THE '885 AND '966 PATENTS**

1 I, Marc Kaplan, declare and state as follows:

2 1. I am an attorney licensed to practice in the State of Illinois and have been admitted *pro  
hac vice* in this matter. I am a partner at Quinn Emanuel Urquhart & Sullivan LLC representing  
3 Google LLC (“Google”) in this matter. I make this declaration in support of Google’s Response to the  
4 Court’s Request for Briefing on Written Description Support for the ’885 and ’966 Patents. If called  
5 as a witness, I could and would testify competently to the information contained herein.

6 2. Attached as Exhibit 1 is a true and correct copy of an excerpt of the May 10, 2023 trial  
7 transcript.

8 3. Attached as Exhibit 2 is a true and correct copy of an excerpt of TX0004.

9 4. Attached as Exhibit 3 is a true and correct copy of TX2651.

10 5. Attached as Exhibit 4 is a true and correct copy of an excerpt of the May 11, 2023 trial  
11 transcript.

12 6. Attached as Exhibit 5 is a true and correct copy of an excerpt of the May 9, 2023 trial  
13 transcript.

14 I declare under penalty of perjury that to the best of my knowledge the foregoing is true and  
15 correct. Executed on May 11, 2023, in San Francisco, California.

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17 DATED: May 11, 2023

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19 By: /s/ Marc Kaplan  
20 Marc Kaplan

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## **ATTESTATION**

I, Sean Pak, am the ECF user whose ID and password are being used to file the above Declaration. In compliance with Civil L.R. 5-1(h)(3), I hereby attest that Marc Kaplan has concurred in the aforementioned filing.

/s/ Sean Pak

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Sean Pak